

Message

From: Eisenberg, Mindy [Eisenberg.Mindy@epa.gov]
Sent: 5/2/2019 9:55:02 PM
To: Goodin, John [Goodin.John@epa.gov]
Subject: Fwd: R4 called to ask if Lee ever reached out to Corps and what the conclusion was. Re:Corps edits to Draft FDEP-Corps MOA

Hey John,
Any feedback on this?

Thanks

Sent from my iPhone

Begin forwarded message:

From: "Hurld, Kathy" <Hurld.Kathy@epa.gov>
Date: May 2, 2019 at 3:25:13 PM EDT
To: "Eisenberg, Mindy" <Eisenberg.Mindy@epa.gov>, "McDavit, Michael W." <Mcdavit.Michael@epa.gov>
Subject: R4 called to ask if Lee ever reached out to Corps and what the conclusion was. Re:Corps edits to Draft FDEP-Corps MOA

Ex. 5 Deliberative Process (DP)

Thanks, Kathy

Sent from my iPhone

Begin forwarded message:

From: "Hurld, Kathy" <Hurld.Kathy@epa.gov>
Date: April 16, 2019 at 3:05:10 PM EDT
To: "Eisenberg, Mindy" <Eisenberg.Mindy@epa.gov>, "McDavit, Michael W." <Mcdavit.Michael@epa.gov>
Subject: OW position on Corps edits to Draft FDEP-Corps MOA

Mindy and Mike, when you hear back from John about OW's position and or the outcome of Lee's discussion with Ryan, if you could loop back with OGC so they can finalize the letter from Matt L. to FDEP that would be great. Thanks, See you in two weeks.

From: Fotouhi, David
Sent: Wednesday, March 20, 2019 9:53 PM
To: Kupchan, Simma <Kupchan.Simma@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>
Subject: RE: FL assumption: Corps edits to Draft FDEP-Corps MOA

Thank you for sharing this. I've raised this with Dave and Lee, and I believe Lee plans to contact Ryan Fisher to discuss. I think next steps will depend on the outcome of that conversation. I'll keep you updated; thanks!

David Fotouhi

Principal Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Kupchan, Simma
Sent: Tuesday, March 19, 2019 4:49 PM
To: Fotouhi, David <Fotouhi.David@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>
Subject: FW: FL assumption: Corps edits to Draft FDEP-Corps MOA

David,

Please see below and attached. The Corps has provided edits to the Corps/Florida MOA related to Florida's assumption of the 404 program. We have all reviewed these edits, and R4 staff have provided the feedback below to their management. Please let me know if there is anything you would like us to do on this end.

Thanks,

Simma Kupchan
EPA Office of General Counsel
Water Law Office
WJC North Building # 7426Q
202-564-3105

From: McGill, Thomas
Sent: Tuesday, March 19, 2019 3:31 PM
To: Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>; Allenbach, Becky <Allenbach.Becky@epa.gov>; Zapata, Cesar <Zapata.Cesar@epa.gov>
Cc: Laycock, Kelly <Laycock.Kelly@epa.gov>; Purify, Johnnie <Purify.Johnnie@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>
Subject: FL assumption: Corps edits to Draft FDEP-Corps MOA

You'll recall that in early November EPA shared our suggested revisions to the draft FDEP-Corps Assumption MOA with both FDEP and the Corps. The Corps made edits/comments to our version and shared those with FDEP, which FDEP then shared with us on Thursday, March 14 (see attachment). The EPA assumption team has reviewed the attachment and noted two particular edits of interest below. The team is happy to provide any additional input and recommendations regarding the COE edits if requested. Please let us know how we can assist with next steps.

Edits of Interest:

-
- **Ex. 5 Deliberative Process (DP)**